

## REMARKS

Claims 1, 2, 5-7, 9, 10 and 13-14 are pending in this application. Claims 1,2, 5-7 and 9-10 have been amended. Claims 3, 4, 8 and 11-12 has been cancelled. Claims 13-14 have been newly added. Based on the foregoing amendments and following remarks, reconsideration and allowance of the application is respectfully requested.

### Claim Rejections-35 U.S.C. §112

Claims 1, 2, 5-7, 9 and 10 stand rejected under 35 U.S.C. §112, second paragraph, as being allegedly indefinite for failing to particularly point out and distinctly claim the subject matter which Applicants regard as the invention. Applicants have amended the claims to further clarify the invention as method of occluding an aneurysm, including adding the Examiner's suggested language into claim 1. As such, Applicants respectfully request withdrawal of the §112 rejections of the claims.

### Claim rejections under 35 U.S.C. §102 (e)

Claims 1, 2, 5-7, 9 and 10 stand rejected under 35 U.S.C. §102(e), as being allegedly anticipated by U.S. Patent No. 7,128,073 ("van der Burg"). In view of the foregoing amendments, Applicants respectfully request reconsideration and withdrawal of this rejection, since van der Burg does not disclose each and every element required by these claims.

Independent claim 1 has been amended to recite a method of occluding an aneurysm, the aneurysm having a neck and a sac, the method comprising delivering a liner into the aneurysm, the liner having a proximal portion and a distal portion, wherein the distal portion of the liner is more permeable than the proximal portion of the liner, and wherein the liner is delivered so that the proximal portion of the liner extends across

the aneurysm neck and the distal portion of the liner is positioned within the aneurysm sac; and introducing embolics through an opening in the proximal portion of the liner into an interior of the liner, wherein the distal portion of the liner allows preferential permeation of the embolics from the liner interior into the sac of the aneurysm.

No such *method of occluding an aneurysm* is disclosed or suggested in van der Burg. van der Burg discloses a method for occlusion of the left atrial appendage (LAA) by introducing a bulking element that inhibits changes in volume, resists compression of the LAA walls and occludes the opening of the LAA. Alternatively, polymeric mass or occlusion coils may be delivered into the LAA (Col.10, line 23 to Col. 11 line 11). However, van der Burg does not disclose introducing embolics through an opening in the proximal portion of a liner into an interior of the liner, *wherein the distal portion of the liner allows preferential permeation of the embolics from the liner interior into the LAA..*

For at least these reason, Applicants respectfully submit that independent claim 1, along with claims 2, 5-7, 9 and 10, which depend directly or indirectly from claim 1, are not anticipated by van der Burg, and as such, request withdrawal of the §102 rejection of these claims.

#### New Claims

Applicants submit that newly added claims 13-14 find support in the specification, as originally filed, and are patentable over the cited prior art for at least the same reasons as independent claim 1.

## CONCLUSION

For the reasons set forth above, Applicants respectfully submit that the currently pending claims are patentable over the cited prior art. A notice of allowance is respectfully requested.

If there are any questions concerning this amendment and response, please contact the undersigned at the number below.

Respectfully submitted,  
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